MAR 3 1 2003

PATENT P-5504

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

J. Bruce Pitner, et al. Conf.:

Appl. No.:

10/039,799

Group:

1619

RECEIVED

Filed:

January 4, 2002

Examiner:

APR 0 2 2003

For:

BINDING PROTEIN AS BIOSENSORS

TECH CENTER 1600/2900

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION
BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE
OR CONCURRENTLY WITH A RULE 53(d) CPA APPLICATION
OR WITH A RULE 1.114 RCE APPLICATION)

Assistant Commissioner for Patents Washington, DC 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO/SB/08A(s), attached hereto.

II. COPIES (check at least one box)

- a. Submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b. Some or all of the documents listed on the PTO/SB/08A are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

Appl. No. 10/039,799

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

a. DOCUMENTS IN THE ENGLISH LANGUAGE

The attached patents, publications, or other information in the English language do not require a statement of relevancy.

b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

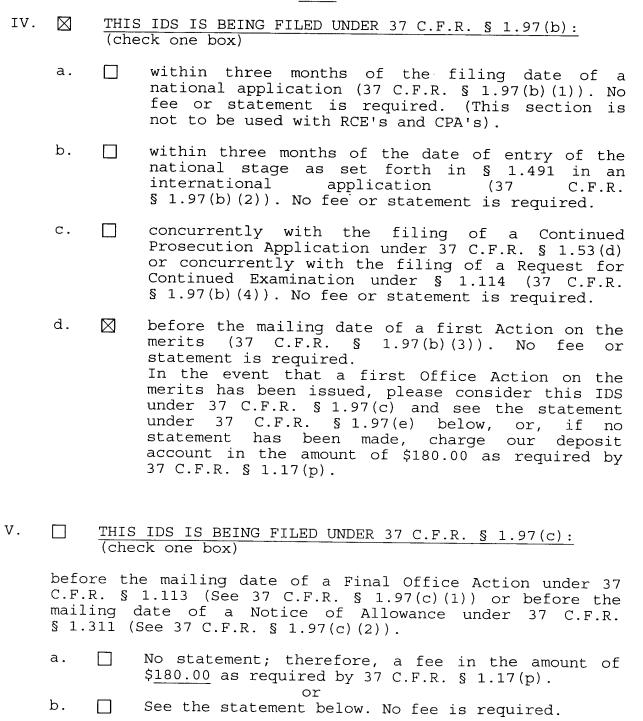
C. ENGLISH LANGUAGE SEARCH REPORT

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(A)(3).

d. | OTHER

The following additional information is provided for the Examiner's consideration.

FEES



Appl. No. 10/039,799 STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box) VI. The undersigned hereby states that each item of information contained in the IDS was a. first cited in any communication from a foreign Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or b. \boxtimes no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS. Some of the items of information were cited in a C. communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement. VII. PAYMENT OF FEES (check one box)

- A check in the amount of \$180.00 as required by 37 П C.F.R. § 1.17(p) is enclosed for the above-identified fee.
- \Box Please charge Deposit Account No. 02-1666 in the amount required by 37 C.F.R. § 1.17(p) for the aboveindicated fee. A triplicate copy of this paper is attached.
- \boxtimes No fee is required.

Appl. No. 10/039,799

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Respectfully submitted,

Jaconda Wagner, Reg. No. 42,207

Becton, Dickinson and Company

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Franklin Lakes, New Jersey 07417

(201) 847-6659

Enclosures:

P-5504

Date: March 21, 2003

Documents

☐ Foreign Search Report

☐ Fee

Other:

Doc. No. 53248

(Rev. 01/03/03

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INFORMATION	DISCLOSUR

STATEMENT BY APPLICANT (use as many sheets as necessary)

of

Complete if Known				
Application Number	10/039,799			
Filing Date	January 4, 2002			
First Named Inventor	J. Bruce Pitner, et al.			
Art Unit	1619			
Examiner Name				
Attorney Docket Number	P-5504			

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OFF			U.S. PAT	TENT DOCUMENTS	
Examiner Initials	Cite No.1	Document Number Number Kind Code (if known)	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appla
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FOREIGN PATENT DOCUMENTS								
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¹ Applicant's unique citation designation number (optior.al). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

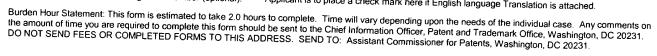
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Application Number	10/039,799				
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		First Named Inventor	J. Bruce Hart e al.				
					Group Art Unit	1610	
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			OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS					
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	Signature	Date	
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¹ Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.



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